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APR 11 2005

In re Application of :
Clay Davidson et al :
Application No. 09/746,671 :
Filed: December 22, 2000 :
Attorney Docket No. EWG-097 US :

OFFICE OF PETITIONS
ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed March 30, 2005 and supplemented on April 4, 2005 to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed July 15, 2004, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on October 16, 2004.

The Power of Attorney by Assignee filed on April 4, 2005 is not acceptable and will not be entered since the person signing for the assignee has omitted his empowerment to sign on behalf of the assignee. A courtesy copy of this decision is being mailed to the address given on the supplemented petition; however, the Office will mail all future correspondence solely to the address of record.

Telephone inquiries concerning this decision should be directed to Wan Laymon at (571) 272-3220.

This matter is being referred to Technology Center AU 2621.


Wan Laymon

Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

Attachment: Notice Regarding Power of Attorney

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